

REMARKS

Upon entry of this amendment, claims 1 and 6-12 are amended and claim 5 is canceled, leaving claims 1-4 and 6-12 pending with claims 1, 11 and 12 independent. No new matter is introduced.

Claims 1-12 stand rejected under 35 USC 102(e) as being anticipated by US Patent No. 6,952,800 to Danner et al.

Danner discloses an arrangement for controlling and logging voice enabled web applications using extensible markup language documents. An application 12 includes a runtime environment 24 for executing of parsed XML documents. XML control documents define the application context. There are a basic runtime control document 62, and two user-specific runtime control documents 64a and 64b.

Danner further discloses that the XML control documents, as well as the application defining documents, can be created and edited by an XML document editor 5. The application server retrieves the information and stores the retrieved information into an XML control document for storage in the document database.

Danner makes a clear difference between executing and creating of applications. Thus, these two phases cannot be mixed. Danner does not disclose nor render obvious the checking of different control parameters during programming. Danner merely states that all received information are stored, i.e. XML documents as well as the application defining elements, see Danner, col. 6, line 46, to col. 7, line 5.

This is clearly different from amended claim 1. Claim 1 recites transmitting an instruction file, i.e. programming. If an instruction file is transmitted the authorization level is determined, the instructions are checked depending on the authorization level and the instruction file is stored depending on the result of checking.

Therefore, Applicant contends that independent claim 1 and its dependent claims are allowable over the cited prior art.


Claims 11 and 12 are allowable for similar reasons.

The Commissioner is hereby authorized to charge deposit account 02-1818 for any fees which are due and owing.

Respectfully submitted,

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